IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3485 OF 2005

Shri Zyar Manu Rodriques & Ors. ..Petitioners.

Versus

Shri John Manya Lopies & Ors. ..Respondents.

Mr.N.V.Walawalkar with Shri Keluskar for the Petitioners.

Mr.Vineet B. Naik with Amit Kharkhanis for the Respondents.

CORAM : S. A. BOBDE, J.

DATED : 16TH AUGUST, 2005.

P.C.:

. Rule, returnable forthwith.

The learned counsel for the respondents waives service of rule for the respondents.

By consent, the following order is passed :-

ORDER

i. Defendants Nos. 2 to 4 shall be entitled to do the plastering of the building in question and shall not claim any equity on that basis or create any third party rights.

ii. With the aforesaid modifications, the lower court’s order is upheld.

iii. Petition is disposed of in the above terms.

DT.16.08.05 (S.A.BOBDE,J)

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